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OFFICE OF PETITIONS

In re Application of :
Song et al. :
Application No. 09/771,876 :
Filed: 29 January, 2001 :
Atty Docket No. 38,058 :

ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(a) and (b) filed on 14 March, 2001, to revive the above-identified application.

The petition under 37 CFR 1.137(a) is **GRANTED**.

The petition under 37 CFR 1.137(b) is **DISMISSED AS MOOT**.

The application became abandoned on 30 May, 2001, for failure to timely file an executed oath or declaration and the surcharge for its late filing as required by the Notice to File Missing Parts of Nonprovisional Application mailed on 29 March, 2001, which set a two (2) month period for reply. A petition under 37 CFR 1.137(a) was filed on 11 December, 2001, in which petitioners asserted that the Notice to File Missing Parts was never received. The petition was dismissed on 10 January, 2002.

The application has been restored to pending status.

No petition fee under 37 CFR 1.137(b) has been charged and none is due.

The application file is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Douglas I. Wood, at (703) 308-6918.

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy